IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 19TH OCTOBER 2007 / 27TH ASWINA 1929

WA.No. 2456 of 2007

AGAINST THE JUDGEMENT/ORDER IN OP.12329/2003
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APPELLANTS:
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1. KERALA STATE ELECTRICITY BOARD REPRESENTED BY ITS SECRETARY, VYDHUDHI BHAVAN, PATTOM, THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER (HRM), VYDHUDHI BHAVAN, PATTOM, THIRUVANANTHAPURAM.

BY ADV. SRI.C.K.KARUNAKARAN, SC FOR KSEB
SRI. ASOK M.CHERIYAN, SC, KSEB

RESPONDENTS:
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1. K. RAMACHANDRAN PILLAI, RETD. ASST. ENGINEER (CIVIL), K.S.E BOARD, KAIPALLIL PADEETTATHIL, KARAZA SOUTH, CHETTIKULANGARA.P.O. MAVELIKARA.

2. P.K.PRABHAKARAN, RETD. ASST.ENGINEER (CIVIL), KSE BOARD, SMITHA GARDENS, KIZHAKKEMURI, KAVUMBHAGOM.P.O. THIRUVALLA.

3. STATE OF KERALA REPRESENTED BY SECRETARY TO GOVT. POWER DEPARTMENT, GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.BENNY GERVACIS.
SRI.ELVIN PETER P.J.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 19/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.RADHAKRISHNAN & A.K.BASHEER, JJ.

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C.M.Appl.1116 OF 2007 & W.A.No.2456 OF 2007

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Dated this the 19th day of October, 2007

JUDGMENT

Radhakrishnan, J

There is a delay of 380 days in filing this appeal. We have perused affidavit filed in support of the petition for condonation of delay. Sufficient grounds have not been made out to condone the delay.

2. The issue involved in the original petition is squarely covered by the judgment of this court in **Kamala Devi Vs. K.S.F.E. Limited [2002 (1) KLT 157]**. Learned Single Judge disposed of the matter declaring that the respondents/petitioners are entitled to get re-fixation of their pay. The learned Single Judge had further directed the 1st appellant to pass consequential orders in the light of the above declaration and grant respondents 1 and 2 the monetary benefits including revision of pensionary benefits.

We are not inclined to interfere with the judgment rendered by the Learned Single Judge on merits also.

Therefore, this appeal lacks merit and it is dismissed. Petition for condonation of delay is also dismissed.

K.S.RADHAKRISHNAN, JUDGE

A.K.BASHEER, JUDGE

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